



A PROFESSIONAL CORPORATION  
900 THREE GALLERIA TOWER  
13155 NOEL ROAD  
DALLAS, TEXAS 75240

TELEPHONE (972) 628-3600

FACSIMILE (972) 628-3616

## Facsimile Cover Sheet

To: United States Patent and Trademark Office      Fax: (571) 273-0299  
Attn: Gloria Henderson

From: Frederick D. Hamilton, Esq.      Time: 11:07 AM

Date: October 26, 2006      Client/Matter: US010497 (PHIL06-00023)

THIS FAX CONSISTS OF 3 PAGE(S) (INCLUDING THIS COVER SHEET).  
IF THERE IS A PROBLEM IN RECEIVING THIS FAX, PLEASE CALL (972) 628-3600

U.S. Serial No. 09/970,910 filed October 4, 2001

Per our discussion, attached are Appendix B and Appendix C for the Appeal Brief mailed July 12, 2005 (received on July 15, 2005).

THIS FACSIMILE TRANSMISSION IS PRIVILEGED AND CONFIDENTIAL AND IS INTENDED SOLELY FOR THE USE OF THE RECIPIENT NAMED ABOVE. IF YOU ARE NOT THE NAMED RECIPIENT BUT HAVE RECEIVED THIS FAX, YOU ARE HEREBY NOTIFIED THAT THE COPYING, RELEASE, DISTRIBUTION, USE OR RETENTION OF THIS FACSIMILE TRANSMISSION IS STRICTLY PROHIBITED. IF YOU HAVE INADVERTENTLY BEEN DELIVERED THIS FACSIMILE TRANSMISSION, PLEASE CALL US COLLECT AT (972) 628-3600 OR RETURN IT TO US BY U.S. MAIL AT THE LETTERHEAD ADDRESS.

**DOCKET NO. PHIL06-00023**  
**U.S. SERIAL NO. 09/970,910**  
**PATENT**

**APPENDIX B**

**EVIDENCE APPENDIX**

None

DOCKET NO. PHIL06-00023  
U.S. SERIAL NO. 09/970,910  
PATENT

**APPENDIX C**

**RELATED PROCEEDINGS APPENDIX**

None